



PATENT
19200-000029/US

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Tom FRANCKE Conf.: 2061
Appl. No.: 10/750,948 Group: 2882
Filed: January 5, 2004 Examiner: THOMAS, Courtney
For: EXAMINATION METHOD AND APPARATUS

TERMINAL DISCLAIMER UNDER 37 C.F.R. § 1.321

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July 7, 2005

Sir:

XCOUNTER AB, (hereinafter "the Assignee")

- ☐ residing at ,
- ☒ a corporation of SWEDEN having a principal place of business at Svardvagen
11, Danderyd, SWEDEN, SE-182 33,
- ☐ a university having an address of ,

represents that it is the true owner of the entire interest of U.S. Patent Application No. 10/750,948, filed January 5, 2004, titled "EXAMINATION METHOD AND APPARATUS," (herein "instant application"), by virtue of and as evidenced by an Assignment recorded at the United States Patent and Trademark Office at Reel 014872, Frame(s) 0025.

The Assignee hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C §154-156 and 173, as presently shortened by any terminal disclaimer of prior U.S. Patent 6,856,669. The Assignee

hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that the legal title to U.S. Patent 6,856,669 shall be the same as the legal title to any patent issuing from the instant application, this agreement runs with any patent granted on the instant application, and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the Assignee does not disclaim any terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C §154-156 and 173 of U.S. Patent 6,856,669, as presently shortened by any terminal disclaimer, in the event that U.S. Patent 6,856,669 later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims canceled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer.

This Terminal Disclaimer is submitted on behalf of the Assignee by the undersigned, an attorney of record in the above-identified application.

Please charge any fees or credit any overpayment pursuant to 37 C.F.R. § 1.20 to Deposit Account No. 08-0750.

Respectfully submitted,

HARNESS, DICKEY & PIERCE, P.L.C.

Date:

7/7/05

By

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